

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO**

| | | |
|--|---|---------------------------------|
| PROGRESSIVE HEALTH AND REHAB |) | |
| CORP., an Ohio corporation, individually |) | |
| and as the representative of a class of |) | |
| similarly-situated persons, |) | |
| |) | Civil Action No.: 2:16-cv-00486 |
| Plaintiff, |) | |
| |) | |
| v. |) | |
| |) | |
| AM-MED DIABETIC SUPPLIES, INC. and |) | |
| JOHN DOES 1-10, |) | |
| |) | |
| Defendants. |) | |

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(i), Plaintiff, PROGRESSIVE HEALTH AND REHAB CORP., through its undersigned attorneys, hereby dismisses this action with prejudice, class allegations without prejudice, each side to bear its own costs.

Respectfully submitted,

PROGRESSIVE HEALTH AND REHAB CORP.,
INC., a Michigan corporation, individually and as
the representative of a class of similarly-situated
persons

By: s/ Robert E. DeRose
Robert E. DeRose – Ohio Bar #005214

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CERTIFICATE OF SERVICE

I hereby certify that on August 8, 2016, I electronically filed the foregoing Notice of Dismissal with the Clerk of the Court using the CM/ECF system which will send notification of such filings to all counsel of record.

/s/ Robert E. DeRose